



House of Representatives

General Assembly

File No. 247

January Session, 2007

House Bill No. 6463

House of Representatives, April 2, 2007

The Committee on Transportation reported through REP. GUERRERA of the 29th Dist., Chairperson of the Committee on the part of the House, that the bill ought to pass.

AN ACT CONCERNING RAILROAD CROSSINGS.

Be it enacted by the Senate and House of Representatives in General Assembly convened:

1 Section 1. Section 13b-291 of the general statutes is repealed and the
2 following is substituted in lieu thereof (*Effective July 1, 2007*):

3 When a private crossing has been removed by a railroad company
4 without the consent of the owner or owners, the company from whose
5 tracks such crossing has been removed shall restore the same in good
6 order upon the written request of the owner or owners, and, for failure
7 so to do, such company shall forfeit [five] one hundred dollars per day
8 to the person or persons owning or having a right to use such crossing,
9 such forfeiture to begin [thirty] forty days from the date of such notice.

This act shall take effect as follows and shall amend the following sections:

Section 1	<i>July 1, 2007</i>	13b-291
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TRA *Joint Favorable*

The following fiscal impact statement and bill analysis are prepared for the benefit of members of the General Assembly, solely for the purpose of information, summarization, and explanation, and do not represent the intent of the General Assembly or either chamber thereof for any purpose:

OFA Fiscal Note

State Impact: None

Municipal Impact: None

Explanation

Since the bill pertains to forfeitures that may be due to owners of private railroad crossings, there is no fiscal impact.

The Out Years

State Impact: None

Municipal Impact: None

OLR Bill Analysis**HB 6463*****AN ACT CONCERNING RAILROAD CROSSINGS.*****SUMMARY:**

By law, a railroad company that removes a private crossing of its tracks without the consent of the crossing's owner must restore such crossing upon the owner's written request. Currently, if the railroad fails to do so it must forfeit \$5 per day beginning 30 days from receipt of the owner's request. This bill (1) increases the daily forfeiture to \$100 and (2) applies it 40, rather than 30 days from the date the crossing owner's notice was received.

EFFECTIVE DATE: July 1, 2007

COMMITTEE ACTION

Transportation Committee

Joint Favorable

Yea 34 Nay 0 (03/14/2007)